



March 25, 2005

ENGROSSED HOUSE BILL No. 1594

DIGEST OF HB 1594 (Updated March 22, 2005 11:44 am - DI 75)

Citations Affected: IC 22-13.

Synopsis: Fire code standards for tents. Suspends enforcement by the fire prevention and building safety commission of, and requires the office of the state fire marshal to recommend amendments to, certain sections of the international fire code.

Effective: Upon passage.

Ruppel, Davis, Bischoff, Cochran

(SENATE SPONSORS — LANDSKE, LUTZ L, YOUNG R MICHAEL,
CRAYCRAFT, HEINOLD, HERSHMAN)

January 18, 2005, read first time and referred to Committee on Public Safety and Homeland Security.

February 10, 2005, amended, reported — Do Pass.

February 14, 2005, read second time, amended, ordered engrossed.

February 15, 2005, engrossed. Read third time, passed. Yeas 94, nays 2.

SENATE ACTION

February 24, 2005, read first time and referred to Committee on Homeland Security, Utilities, and Public Policy.

March 24, 2005, reported favorably — Do Pass.

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EH 1594—LS 7380/DI 77+



March 25, 2005

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1594

A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 22-13-2-2 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) The
3 commission shall adopt rules under IC 4-22-2 and IC 22-13-2.5 to
4 adopt a statewide code of fire safety laws and building laws.
5 (b) Before December 1, 2003, the commission shall adopt the most
6 recent edition, including addenda, of the following national codes by
7 rules under IC 4-22-2 and IC 22-13-2.5:
8 (1) ANSI A10.4 (Safety Requirements for Personnel Hoists).
9 (2) ASME A17.1 (Safety Code for Elevators and Escalators, an
10 American National Standard).
11 (3) ASME A18.1 (Safety Standard for Platform Lifts and Stairway
12 Chairlifts, American National Standard).
13 (4) ASME QE1-1 (Standard for the Qualification of Elevator
14 Inspectors, an American National Standard).
15 (5) The American Society of Civil Engineers (ASCE) Automated
16 People Mover Standard 21.
17 (6) ANSI A90.1 Safety Code for Manlifts.

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(c) Before July 1, 2006, the commission shall adopt the most recent edition, including addenda, of ASME A17.3 (Safety Code for Existing Elevators and Escalators, an American National Standard) by rules under IC 4-22-2 and IC 22-13-2.5.

(d) The commission shall adopt the subsequent edition of each national code, including addenda, to be adopted as provided under subsections (b) and (c) within eighteen (18) months after the effective date of the subsequent edition.

(e) The commission may amend the national codes as a condition of the adoption under subsections (b), (c), and (d).

(f) To the extent that the following sections of the International Fire Code, 2000 edition, as adopted by reference in 675 IAC 22-2.3-1, apply to tents or canopies in which cooking does not occur, the commission shall suspend enforcement of the following sections of the International Fire Code, 2000 edition, until the office of the state fire marshal recommends amendments to the commission under subsection (h) and the commission adopts rules under subsection (i) based on the recommendations:

(1) Section 2406.1 (675 IAC 22-2.3-233).

(2) Section 2406.2.

(3) Section 2406.3.

(g) To the extent that section 2403.2 of the International Fire Code, 2000 edition, as adopted by reference in 675 IAC 22-2.3-1, applies to a tent or canopy in which there is an open flame, the commission shall suspend enforcement of section 2403.2 until the office of the state fire marshal recommends amendments to section 2403.2 to the commission under subsection (h) and the commission adopts rules under subsection (i) based on the recommendations and amending section 2403.2.

(h) The office of the state fire marshal shall recommend amendments to the commission to the following sections of the International Fire Code, 2000 edition, as adopted by reference in 675 IAC 22-2.3-1:

(1) Section 2403.2.

(2) Section 2406.1 (675 IAC 22-2.3-233).

(3) Section 2406.2.

(4) Section 2406.3.

(i) After receiving and considering recommendations from the office of the state fire marshal under subsection (h), and using the procedure set forth in IC 4-22-2-38, the commission shall amend the following sections of the International Fire Code, 2000 edition, as adopted by reference in 675 IAC 22-2.3-1:

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- 1 **(1) Section 2403.2.**
- 2 **(2) Section 2406.1 (675 IAC 22-2.3-233).**
- 3 **(3) Section 2406.2.**
- 4 **(4) Section 2406.3.**
- 5 **SECTION 2. An emergency is declared for this act.**

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Safety and Homeland Security, to which was referred House Bill 1594, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB 1594 as introduced.)

RUPPEL, Chair

Committee Vote: yeas 8, nays 0.

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HOUSE MOTION

Mr. Speaker: I move that House Bill 1594 be amended to read as follows:

Page 2, line 13, delete "occurs," and insert "**does not occur**,".

(Reference is to HB 1594 as printed February 11, 2005.)

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SENATE MOTION

Madam President: I move that Senators Craycraft, Heinold and Hershman be added as cosponsors of Engrossed House Bill 1594.

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COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security, Utilities, and Public Policy, to which was referred House Bill No. 1594, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to House Bill 1594 as printed February 15, 2005.)

WYSS, Chairperson

Committee Vote: Yeas 9, Nays 0.

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EH 1594—LS 7380/DI 77+

